



# CITY OF LODI COUNCIL COMMUNICATION

**AGENDA TITLE:** Public Hearing to Consider Adopting Resolution to Abandon 5-Foot Public Utility Easement at 2024 Kettleman Lane

**MEETING DATE:** June 1, 2005

**PREPARED BY:** Public Works Director

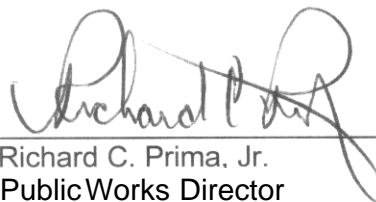
**RECOMMENDED ACTION:** That the City Council conduct a public hearing to consider adopting a resolution to abandon a 5-foot public utility easement located at 2024 Kettleman Lane, Assessor Parcel Number 058-160-91.

**BACKGROUND INFORMATION:** In 1982, a 5-foot public utility easement was dedicated over the west 5 feet of Lot 59 of "Lakeshore Village, Unit No. 1" in conjunction with the development of that subdivision, as shown on Exhibit A. The easement was needed for the installation of underground electrical utility lines. The current property owner has requested relocation of the electrical utility facilities and abandonment of the 5-foot public utility easement to allow construction of the proposed 19-lot "Mills Crossing" Phase II subdivision on the site.

The City of Lodi Electric Utility Department has approved the abandonment of the 5-foot public utility easement on condition that a new 6-foot public utility easement be dedicated in conjunction with the proposed "Mills Crossing" Phase II subdivision. The property owner has agreed to this condition. The City of Lodi Water/Wastewater and Street Divisions, SBC, PG&E and Comcast have approved the public utility easement abandonment without further comment or conditions.

**FISCAL IMPACT:** None

**FUNDING AVAILABLE:** Not applicable.

  
Richard C. Prima, Jr.  
Public Works Director

Prepared by Jeannie Matsumoto, Senior Engineering Technician

Attachment

cc: Stephen Schwabauer, City Attorney

**APPROVED:**   
Blair King, City Manager



# CITY OF LODI

PUBLIC WORKS DEPARTMENT

## EXHIBIT A



5' PUE

TO BE ABANDONED

LOT 59

APN 058 160 91

441  
S. MILLS

PHASE I

PHASE II

MILLS CROSSING

" LAKESHORE VILLAGE UNIT NO. 1 "

KETTLEMAN LANE

MILLS AVENUE

PLEASE RECORD AND RETURN TO:

Susan J. Blackston, City Clerk

P.O. Box 3006

Lodi, CA 95241-1910

RESOLUTION NO. 2005-113

A RESOLUTION OF THE LODI CITY COUNCIL VACATING  
AND ABANDONING A PUBLIC UTILITY EASEMENT  
LOCATED AT 2024 KETTLEMAN LANE, LODI,  
CALIFORNIA (APN 058-160-91)

=====

WHEREAS, in 1982, an easement was dedicated for public purposes over the west five feet of Lot 59 of "Lakeshore Village, Unit No. 1," located at 2024 Kettleman Lane (APN 058-160-91), Lodi, more particularly described as follows:

The West 5 feet of Lot 59, Lakeshore Village, Unit No. 1, as filed for record May 28, 1981, Volume 25, Page 111, San Joaquin County Records.

WHEREAS, the easement was needed for the installation of underground electrical utility lines; and

WHEREAS, the owner of 2024 Kettleman Lane has requested the relocation of the electrical utility facilities and abandonment of the five-foot public utility easement to allow construction of the proposed 19-lot "Mills Crossing" Phase II subdivision on the site; and

WHEREAS, City of Lodi Electric Utility Department has approved the abandonment of the five-foot public utility easement on condition that a new six-foot public utility easement be dedicated in conjunction with the proposed "Mills Crossing" Phase II Subdivision; and

WHEREAS, the current property owner has agreed to dedicate a new six-foot public utility easement in conjunction with the proposed "Mills Crossing" Phase II Subdivision; and

WHEREAS, such easement has been superseded by relocation and there are no other public facilities located within the easement; and

WHEREAS, the Streets and Highways Code of the State of California, Sections 8330 and 8333, provide that the legislative body of a local agency may summarily vacate a public service easement if the easement has been superseded by relocation and there are no other public facilities located within the easement; and

WHEREAS, pursuant to the requirements of Government Code Section 27288.1, the name of the owner of the title or interest of 2024 Kettleman Lane as it appeared at the time and in the document creating the interest, right, or encumbrance is as follows:

Grupe Communities, Inc., a California Corporation

WHEREAS, in accordance with Streets and Highways Code Section 8300 **et. seq.**, it is the desire of the City Council of the City of Lodi to vacate such easement.

NOW, THEREFORE, BE IT RESOLVED by the City Council **of** the City of Lodi as follows:

1) That the public utility easement, located at 2024 Kettleman Lane (APN 058-160-91), Lodi, California, as dedicated for public purposes (installation of underground electrical utility lines) over the west five feet of Lot 59 of "Lakeshore Village, Unit No. 1," as filed for record May 28, 1981, Volume 25, Page 111, San Joaquin County Records, is hereby vacated and abandoned.

2) That a condition of this Easement Abandonment is that a new six-foot public utility easement be dedicated in conjunction with the proposed "Mills Crossing" Phase II Subdivision.

3) That the property owners will be responsible to pay for the relocation **of** the electrical utility facilities.

4) That from and after the date this resolution is recorded, such easement will no longer constitute a public easement.

Dated: June 1, 2005

=====

I hereby certify that Resolution No. 2005-113 was passed and adopted by the City Council of the City of Lodi in a regular meeting held June 1, 2005, by the following vote:

AYES: COUNCIL MEMBERS – Hansen, Hitchcock, Johnson, Mounce, and Mayor Beckman

NOES: COUNCIL MEMBERS – None

ABSENT: COUNCIL MEMBERS – None

ABSTAIN: COUNCIL MEMBERS – None



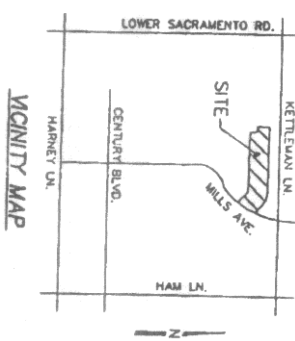
SUSAN J. BLACKSTON  
City Clerk



# CITY OF LODI

PUBLIC WORKS DEPARTMENT

## EXHIBIT A



5' PUE

TO BE ABANDONED

LOT 59

APN 058 160191

1441  
S. MILLS

PHASE I

PHASE II

MILLS CROSSING

" LAKESHORE VILLAGE UNIT NO. 1 "

KETTLEMAN LANE

MILLS AVENUE

**NOTICE OF PUBLIC HEARING**

RESOLUTION NO. 2005-78

**A RESOLUTION OF THE LODI CITY COUNCIL  
DECLARING ITS INTENTION TO ABANDON A FIVE-FOOT PUBLIC  
UTILITY EASEMENT AT 2024 KETTLEMAN LANE, REFERRING THE  
MATTER TO THE PLANNING COMMISSION, AND FURTHER  
SETTING A PUBLIC HEARING**

BE IT RESOLVED by the City Council of the City of Lodi as follows:

It is the intention of the City Council of the City of Lodi, acting in accordance with the provisions of Section 8300 et seq. of the Streets and Highways Code of the State of California, to vacate and abandon a five-foot public utility easement at 2024 Kettleman Lane, as shown on Exhibit A attached hereto and thereby made a part hereof; and

Reference is hereby made to a map or plan on file in the office of the City Clerk of the City of Lodi for the particulars as to the proposed vacation; and

BE IT FURTHER RESOLVED that this matter shall be referred to the Planning Commission for approval; and

BE IT FURTHER RESOLVED that this City Council does hereby fix Wednesday, June 1, 2005, at the hour of 7:00 p.m., in the City Council Chambers, Carnegie Forum, 305 West Pine Street, Lodi, California, as the time and place when and where all persons interested in or objecting to this proposed vacation may appear before this City Council and be heard; and

BE IT FURTHER RESOLVED that the Public Works Director shall cause to be posted notices of easement vacation conspicuously along the line of the easement hereinabove described and proposed to be vacated in the manner, form, and for the length of time set forth in Section 8323 of the Streets and Highways Code of the State of California; and

BE IT FURTHER RESOLVED that copies of this resolution shall be published for at least two successive weeks prior to June 1, 2005, in the "Lodi News Sentinel," a daily newspaper of general circulation printed and published in the City of Lodi, County of San Joaquin.

Dated: April 20, 2005

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I hereby certify that Resolution No. 2005-78 was passed and adopted by the City Council of the City of Lodi in a regular meeting held April 20, 2005, by the following vote:

AYES: COUNCIL MEMBERS – Hansen, Hitchcock, Johnson, Mounce, and  
Mayor Beckman

NOES: COUNCIL MEMBERS – None

ABSENT: COUNCIL MEMBERS – None

ABSTAIN: COUNCIL MEMBERS – None



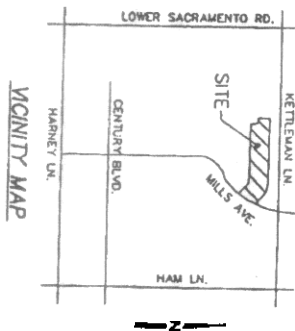
SUSAN J. BLACKSTON  
City Clerk



# CITY OF LODI

PUBLIC WORKS DEPARTMENT

## EXHIBIT A



5' PUE

TO BE ABANDONED,

LOT 59

APN 058 160 91

1441  
S. MILLS

MILLS CROSSING

" LAKESHORE VILLAGE UNIT NO. 1 "

KETTLEMAN LANE

MILLS AVENUE



***Please immediately confirm receipt  
of this fax by calling 333-6702***

CITY OF LODI  
P. O. BOX 3006  
LODI, CALIFORNIA 95241-1910

**ADVERTISING INSTRUCTIONS**

**SUBJECT** RESOLUTION OF INTENTION TO ABANDON A FIVE-FOOT PUBLIC UTILITY  
EASEMENT AT 2024 KETTLEMAN LANE, REFERRING THE MATTER TO THE  
PLANNING COMMISSION AND SETTING A PUBLIC HEARING

**LEGAL AD**

**PUBLISH DATE:** SATURDAY, MAY 14, 2005  
SATURDAY, MAY 21, 2005

**TEAR SHEETS WANTED:** Three (3) please

**SEND AFFIDAVIT AND BILL TO:** SUSAN BLACKSTON, CITY CLERK  
City of Lodi  
P.O. Box 3006  
Lodi, CA 95241-1910

**DATED:** THURSDAY, APRIL 21, 2005

**ORDERED BY:**

KARI J. CHADWICK  
ADMINISTRATIVE CLERK

JACQUELINE L. TAYLOR, CMC  
DEPUTY CITY CLERK

*Jennifer M. Perrin*  
JENNIFER M. PERRIN, CMC  
DEPUTY CITY CLERK

**Verify Appearance of this Legal in the Newspaper – Copy to File**

PLEASE → SEND PROOF OF ADVERTISEMENT. THANK YOU!!

LNS Faxed to the Sentinel at 369-1084 at \_\_\_\_\_ (time) On 4/21/05 (date) 3 (pages)  
Phoned to confirm receipt of all pages at \_\_\_\_\_ (time) \_\_\_\_\_ Jac KJC \_\_\_\_\_ Jen (initials)

NOTE: I will e-mail Resolution & Map

*JP*





## **DECLARATION OF POSTING**

### **RESOLUTION DECLARING INTENTION TO ABANDON A FIVE-FOOT PUBLIC UTILITY EASEMENT AT 2024 KETLEMAN LANE, REFERRING THE MATTER TO THE PLANNING COMMISSION, AND SETTING A PUBLIC HEARING**

On Friday, April 22, 2005, in the City of Lodi, San Joaquin County, California, a copy of a resolution declaring intention to abandon a five-foot public utility easement at 2024 Kettleman Lane, referring the matter to the Planning Commission, and setting a public hearing, (attached hereto, marked Exhibit "A"), was **posted** at the following four locations:

Lodi Public Library  
Lodi City Clerk's Office  
Lodi City Hall Lobby  
Lodi Carnegie Forum

I declare under penalty of perjury that the foregoing is true and correct.

Executed on April 22, 2005, at Lodi, California.

ORDERED BY:

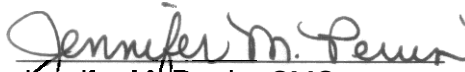
**SUSAN J. BLACKSTON**  
**CITY CLERK**

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Jacqueline L. Taylor, CMC  
Deputy City Clerk

---

Kari J. Chadwick  
Administrative Clerk

  
Jennifer M. Perrin, CMC  
Deputy City Clerk



## **DECLARATION OF MAILING**

### **TRANSMITTAL LETTER AND RESOLUTION OF INTENTION TO ABANDON A FIVE-FOOT PUBLIC UTILITY EASEMENT AT 2024 KETTLEMAN LANE, REFERRING THE MATTER TO THE PLANNING COMMISSION, AND SETTING A PUBLIC HEARING**

On April 22, 2005, in the City of Lodi, San Joaquin County, California, I deposited in the United States mail, envelopes with first-class postage prepaid thereon, containing a transmittal letter and Resolution of Intention to abandon a five-foot public utility easement at 2024 Kettleman Lane, referring the matter to the Planning Commission, and setting a public hearing, marked Exhibit "A"; said envelopes were addressed as is more particularly shown on Exhibit "B" attached hereto.

There is a regular daily communication by mail between the City of Lodi, California, and the places to which said envelopes were addressed.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on April 22, 2005, at Lodi, California.

ORDERED BY:

**SUSAN BLACKSTON  
CITY CLERK, CITY OF LODI**

ORDERED BY:

---

JACQUELINE L. TAYLOR  
DEPUTY CITY CLERK

JENNIFER M. PERRIN  
DEPUTY CITY CLERK

The signature of Jennifer M. Perrin is a cursive script that reads "Jennifer M. Perrin". It is written over a horizontal line.

---

KARI J. CHADWICK  
ADMINISTRATIVE CLERK



CITY COUNCIL

JOHN BECKMAN, Mayor  
SUSAN HITCHCOCK,  
Mayor Pro Tempore  
LARRY D. HANSEN  
BOB JOHNSON  
JOANNE MOUNCE

# CITY OF LODI

CITY HALL, 221 WEST PINE STREET  
P.O. BOX 3006  
LODI, CALIFORNIA 95241-1910  
(209) 333-6702  
FAX (209) 333-6807  
cityclrk@lodi.gov

BLAIR KING, City Manager  
SUSAN J. BLACKSTON  
City Clerk  
D. STEPHEN SCHWABAUER  
City Attorney

April 21, 2005

TO: Interested Parties

## **VACATION: TO ABANDON A FIVE-FOOT PUBLIC UTILITY EASEMENT AT 2024 KETTLEMAN LANE**

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This is to inform you that the City Council, at its regular meeting on April 20, 2005, adopted a Resolution of Intention to abandon a five-foot public utility easement at 2024 Kettleman Lane and set a public hearing for June 1, 2005.

Enclosed for your information is a certified copy of the resolution along with a map of the area to be abandoned.

In addition, this matter has been referred to the Planning Commission and will be heard at its regular meeting of May 11, 2005. Please contact the Community Development Department at (209) 333-6711 if you have any questions.

Should you have questions regarding the abandonment, please contact Public Works Director Richard Prima at (209) 333-6706.

Susan J. Blackston  
City Clerk

SJB/jmp

Enclosure

cc: Public Works Director  
Community Development Director

NOTICE OF PUBLIC HEARING

RESOLUTION NO. 2005-78

A RESOLUTION OF THE LODI CITY COUNCIL  
DECLARING ITS INTENTION TO ABANDON A FIVE-FOOT PUBLIC  
UTILITY EASEMENT AT 2024 KETTLEMAN LANE, REFERRING THE  
MATTER TO THE PLANNING COMMISSION, AND FURTHER  
SETTING A PUBLIC HEARING

=====

BE IT RESOLVED by the City Council of the City of Lodi as follows:

It is the intention of the City Council of the City of Lodi, acting in accordance with the provisions of Section 8300 et seq. of the Streets and Highways Code of the State of California, to vacate and abandon a five-foot public utility easement at 2024 Kettleman Lane, as shown on Exhibit A attached hereto and thereby made a part hereof; and

Reference is hereby made to a map or plan on file in the office of the City Clerk of the City of Lodi for the particulars as to the proposed vacation; and

BE IT FURTHER RESOLVED that this matter shall be referred to the Planning Commission for approval; and

BE IT FURTHER RESOLVED that this City Council does hereby fix Wednesday, June 1, 2005, at the hour of 7:00 p.m., in the City Council Chambers, Carnegie Forum, 305 West Pine Street, Lodi, California, as the time and place when and where all persons interested in or objecting to this proposed vacation may appear before this City Council and be heard; and

BE IT FURTHER RESOLVED that the Public Works Director shall cause to be posted notices of easement vacation conspicuously along the line of the easement hereinabove described and proposed to be vacated in the manner, form, and for the length of time set forth in Section 8323 of the Streets and Highways Code of the State of California; and

BE IT FURTHER RESOLVED that copies of this resolution shall be published for at least two successive weeks prior to June 1, 2005, in the "Lodi News Sentinel," a daily newspaper of general circulation printed and published in the City of Lodi, County of San Joaquin.

Dated: April 20, 2005

=====

I hereby certify that Resolution No. 2005-78 was passed and adopted by the City Council of the City of Lodi in a regular meeting held April 20, 2005, by the following vote:

AYES: COUNCIL MEMBERS - Hansen, Hitchcock, Johnson, Mounce, and  
Mayor Beckrnan

NOES: COUNCIL MEMBERS - None

ABSENT: COUNCIL MEMBERS - None

ABSTAIN: COUNCIL MEMBERS - None



SUSAN J. BLACKSTON  
City Clerk



**CITY OF LODI**  
PUBLIC WORKS DEPARTMENT

**EXHIBIT A**



5' PUE

TO BE ABANDONED

LOT 59

APN 058 160 91

1441  
S. MILLS

PHASE I

PHASE II

**MILLS CROSSING**

" LAKESHORE VILLAGE UNIT NO. 1 "

MILLS AVENUE

KETTLEMAN LANE



**VACATION / ABANDONMENT  
MAILING LIST**

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**RESOLUTION OF INTENTION (Setting Public Hearing)**

Certified copy w/cover letter to:

PG&E  
12 W. Pine Street  
Lodi. CA 95240

AT&T  
6343 Tam O'Shanter Drive  
Stockton, CA 95210

Pacific Bell  
44 W. Yokuts Avenue  
Stockton, CA 95207

Central Valley Waste Services  
P.O. Box 241001  
Lodi, CA 95241-9501

Chief Deputy County Surveyor  
Attn: Joe Bussalacci  
1810 E. Hazelton Avenue  
Stockton, CA 95205

Certified copies to:

Jeannie Matsumoto, Public Works

Wes Fujitani, Public Works

Community Development Department

Police Department

Fire Department

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**RESOLUTION OF VACATION (After Public Hearing)**

Certified copy w/cover letter:

PG&E

AT&T

Pacific Bell

Central Valley Waste Services

Chief Deputy County Surveyor

Jeannie Matsumoto, Public Works

Wes Fujitani, Public Works

Community Development Department

Police Department

Fire Department

APN	Situs Address	Property Owner	Mailing Address
058-140-18	1511 S MILLS AV	LODI INVESTMENT PARTNSHP I LTD	PO Box 87407 Chicago IL 60680
058-160-46	2106 W KETTLEMAN LN	KRTLEMAN II PTP	301 S Ham Ln Ste A Lodi CA 95242
058-160-78	2020 W KETTLEMAN LN	MICHAEL, DAVID J & PAMELA 3 TR	2020 W Kettleman Ln Lodi CA 95242
058-160-83	2100 W KETTLEMAN LN	WRIGHT, GARLAND & RUTH TR ETAL	2100 W Kettleman Ln Lodi CA 95242
058-160-84	2000 W KRTLEMAN LN	KNIGHT, GEORGE J & STACY L TR	911 Castec Dr Sacramento CA 95864
058-160-89	2122 W KETTLEMAN LN	2122 32 KETTLEMEN LANE LLC	PO Box 9440 Fresno CA 93792-9440
058-160-90	0	DREW NO 8 LODI LLC	656 W Randolph St Ste 400W Chicago IL 60661-2114
058-550-01	0	SCHEFLO, MITCH & RITA	1711 Windjammer Lodi CA 95242



**MEMORANDUM**  
**Office of the Lodi City Clerk**

**TO:** Community Development Director

**FROM:** Susan J. Blackston *SJB*  
City Clerk

**DATE:** April 21, 2005

**SUBJECT:** A RESOLUTION OF THE LODI CITY COUNCIL DECLARING ITS  
INTENTION TO ABANDON A FIVE-FOOT PUBLIC UTILITY EASEMENT  
AT 2024 KETTLEMAN LANE

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Please be advised that the Lodi City Council, at its regular meeting of April 20, 2005, adopted a resolution declaring its intention to abandon a five-foot public utility easement at 2024 Kettleman Lane (attached).

Further, the City Council referred the matter to the Planning Commission for its recommendation and set the matter for a Public Hearing before the Lodi City Council on June 1, 2005.

SJB/JMP

Attachment


cc w/o enc: Public Works Department





**MEMORANDUM**  
**Office of the Lodi City Clerk**

**TO:** Public Works Director

**FROM:** Susan J. Blackston   
City Clerk

**DATE:** April 21, 2005

**SUBJECT** RESOLUTION OF INTENTION TO ABANDON A FIVE-FOOT PUBLIC  
UTILITY EASEMENT AT 2024 KETTLEMAN LANE

---

Please be advised that the City Council, at its meeting of April 20, 2005, adopted the attached resolution declaring its intention to abandon a five-foot public utility easement at 2024 Kettleman Lane and set the matter for public hearing on June 1, 2005.

Pursuant to law, the Public Works Department is required to post at least three copies of the subject resolution and map in the area to be abandoned at least 15 days prior to the Public Hearing. Upon completion of the posting, please forward a copy of the Affidavit of Posting to me for our records.

Please contact me should you have any questions.

SJB/JMP

Attachment

RESOLUTION NO. 2005-78

A RESOLUTION OF THE LODI CITY COUNCIL  
DECLARING ITS INTENTION TO ABANDON A FIVE-FOOT PUBLIC  
UTILITY EASEMENT AT 2024 KETTLEMAN LANE, REFERRING THE  
MATTER TO THE PLANNING COMMISSION, AND FURTHER  
SETTING A PUBLIC HEARING

---

BE IT RESOLVED by the City Council of the City of Lodi as follows:

It is the intention of the City Council of the City of Lodi, acting in accordance with the provisions of Section 8300 et seq. of the Streets and Highways Code of the State of California, to vacate and abandon a five-foot public utility easement at 2024 Kettleman Lane, as shown on Exhibit A attached hereto and thereby made a part hereof; and

Reference is hereby made to a map or plan on file in the office of the City Clerk of the City of Lodi for the particulars as to the proposed vacation: and

BE IT FURTHER RESOLVED that this matter shall be referred to the Planning Commission for approval; and

BE IT FURTHER RESOLVED that this City Council does hereby fix Wednesday, June 1, 2005, at the hour of 7:00 p.m., in the City Council Chambers, Carnegie Forum, 305 West Pine Street, Lodi, California, as the time and place when and where all persons interested in or objecting to this proposed vacation may appear before this City Council and be heard; and

BE IT FURTHER RESOLVED that the Public Works Director shall cause to be posted notices of easement vacation conspicuously along the line of the easement hereinabove described and proposed to be vacated in the manner, form, and for the length of time set forth in Section 8323 of the Streets and Highways Code of the State of California; and

BE IT FURTHER RESOLVED that copies of this resolution shall be published for at least two successive weeks prior to June 1, 2005, in the "Lodi News Sentinel," a daily newspaper of general circulation printed and published in the City of Lodi, County of San Joaquin.

Dated: April 20, 2005

---

I hereby certify that Resolution No. 2005-78 was passed and adopted by the City Council of the City of Lodi in a regular meeting held April 20, 2005, by the following vote:

AYES: COUNCIL MEMBERS – Hansen, Hitchcock, Johnson, Mounce, and  
Mayor Beckman

NOES: COUNCIL MEMBERS – None

ABSENT: COUNCIL MEMBERS – None

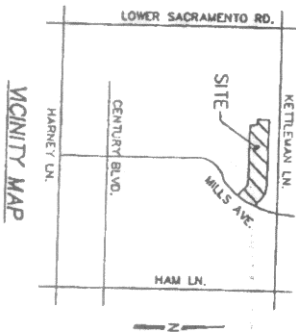
ABSTAIN: COUNCIL MEMBERS – None



SUSAN J. BLACKSTON  
City Clerk



PUBLIC WORKS DEPARTMENT



5' PUE

TO BE ABANDONED

MILLS CROSSING

KETTLEMAN LANE

" LAKESHORE VILLAGE UNIT NO. 1 "

1441  
S. MILLS

PHASE I

PHASE II

MILLS AVENUE



## **DECLARATION OF MAILING**

### **TRANSMITTAL LETTER REGARDING INTENTION TO ABANDON A FIVE-FOOT PUBLIC UTILITY EASEMENT AT 2024 KETTLEMAN LANE, REFERRING THE MATTER TO THE PLANNING COMMISSION, AND SETTING A PUBLIC HEARING**

On April 27, 2005, in the City of Lodi, San Joaquin County, California, I deposited in the United States mail, envelopes with first-class postage prepaid thereon, containing a transmittal letter regarding intention to abandon a five-foot public utility easement at 2024 Kettleman Lane, referring the matter to the Planning Commission, and setting a public hearing, marked Exhibit "A"; said envelopes were addressed as is more particularly shown on Exhibit "B" attached hereto.

There is a regular daily communication by mail between the City of Lodi, California, and the places to which said envelopes were addressed.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on April 27, 2005, at Lodi, California.

ORDERED BY:

**SUSAN BLACKSTON  
CITY CLERK, CITY OF LODI**

ORDERED BY:

---

JACQUELINE L. TAYLOR  
DEPUTY CITY CLERK

JENNIFER M. PERRIN  
DEPUTY CITY CLERK

The signature of Jennifer M. Perrin is a cursive script, written in dark ink. It is positioned above the printed name and title of the Deputy City Clerk.

---

KARI J. CHADWICK  
ADMINISTRATIVE CLERK

CITY COUNCIL

JOHN BECKMAN, Mayor  
SUSAN HITCHCOCK,  
Mayor Pro Tempore  
LARRY D. HANSEN  
BOB JOHNSON  
JOANNE MOUNCE

# CITY OF LODI

CITY HALL, 221 WEST PINE STREET  
P.O. BOX 3006  
LODI, CALIFORNIA 95241-1910  
(209) 333-6702  
FAX (209) 333-6807  
cityclrk@lodi.gov

BLAIR KING, City Manager  
SUSAN J. BLACKSTON  
City Clerk  
D. STEPHEN SCHWABAUER  
City Attorney

April 27, 2005

TO: Interested Parties

## **VACATION: TO ABANDON A FIVE-FOOT PUBLIC UTILITY EASEMENT AT 2024 KETTLEMAN LANE**

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This is a follow-up letter to our correspondence of April 21 regarding the Resolution of Intention to abandon a five-foot public utility easement at **2024** Kettleman Lane, which set the public hearing before the Lodi City Council for June 1, 2005, at the hour of 7:00 p.m., in the City Council Chamber, Carnegie Forum, 305 West Pine Street, Lodi.

Due to a scheduling conflict, it is necessary to reschedule the Planning Commission meeting regarding this matter to its regular meeting of May 25, 2005 (instead of **May 77**). Please contact the Community Development Department at (209) 333-6711 if you have any questions regarding this meeting.

Should you have questions regarding the abandonment, please contact Public Works Department at (209) 333-6706.



Susan J. Blackston  
City Clerk

SJB/jmp

cc: Public Works Director  
Community Development Department

**VACATION / ABANDONMENT  
MAILING LIST**

---

**RESOLUTION OF INTENTION (Setting Public Hearing)**

Certified copy w/cover letter to:

PG&E  
12 W. Pine Street  
Lodi, CA 95240

AT&T  
6343 Tam O'Shanter Drive  
Stockton, CA 95210

Pacific Bell  
44 W. Yokuts Avenue  
Stockton. CA 95207

Central Valley Waste Services  
P.O. **Box** 241001  
Lodi. CA 95241-9501

Chief Deputy County Surveyor  
Attn: Joe Bussalacci  
1810 E. Hazelton Avenue  
Stockton. CA 95205

Certified copies to:

Jeannie Matsumoto, Public Works

Wes Fujitani, Public Works

Community Development Department

Police Department

Fire Department

---

**RESOLUTION OF VACATION (After Public Hearing)**

Certified copy w/cover letter:

PG&E

AT&T

Pacific Bell

Central Valley Waste Services

Chief Deputy County Surveyor

Jeannie Matsumoto, Public Works

Wes Fujitani, Public Works

Community Development Department

Police Department

Fire Department

APN	Situs Address	Property Owner	Mailing Address
<del>058-14-18</del>	1511 S MILLS AV	LODI INVESTMENT PARTNSHF I LTD	PO Box 87407 Chicago IL 60680
<del>058-160-46</del>	2106 W KETTLEMAN LN	KETTLEMAN II PTP	301 S Ham Ln Ste A Lodi CA 95242
<del>058-160-78</del>	2020 W KETTLEMAN LN	MICHAEL, DAVID J & PAMELA J TR	2020 W Kettleman Ln Lodi CA 95242
<del>058-160-83</del>	2100 W KETTLEMAN LN	WRIGHT, GARLAND & RUTH TR ETAL	2100 W Kettleman Ln Lodi CA 95242
<del>058-160-84</del>	2000 W KETTLEMAN LN	KNIGHT, GEORGE J & STACY L TR	911 Castec Dr Sacramento CA 95864
<del>058-160-89</del>	2122 W KETTLEMAN LN	2122 32 KETTLEMEN LANE LLC	PO Box 9440 Fresno CA 93792-9440
<del>058-160-90</del>	0	DREW NO 8 LODI LLC	656 W Randolph St Ste 400W Chicago IL 60661-2114
<del>058-550-01</del>	0	SCHEFLO, MITCH & RITA	1711 Windjammer Lodi CA 95242



## **DECLARATION OF MAILING**

### **TRANSMITTAL LETTER AND RESOLUTION ABANDONING A FIVE-FOOT PUBLIC UTILITY EASEMENT AT 2024 KETTLEMAN LANE**

On June <sup>3 JMT</sup>~~2~~, 2005, in the City of Lodi, San Joaquin County, California, I deposited in the United States mail, envelopes with first-class postage prepaid thereon, containing a transmittal letter and resolution abandoning a five-foot public utility easement at 2024 Kettleman Lane, marked Exhibit " A ;said envelopes were addressed as is more particularly shown on Exhibit " B attached hereto.

There is a regular daily communication by mail between the City of Lodi, California, and the places to which said envelopes were addressed.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on June <sup>3 JMT</sup>~~2~~, 2005, at Lodi, California.

ORDERED BY:

**SUSAN BLACKSTON  
CITY CLERK, CITY OF LODI**

ORDERED BY:

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JACQUELINE L. TAYLOR  
DEPUTY CITY CLERK

  
JENNIFER M. PERRIN  
DEPUTY CITY CLERK

---

KARI J. CHADWICK  
ADMINISTRATIVE CLERK



CITY COUNCIL

JOHN BECKMAN, Mayor  
SUSAN HITCHCOCK,  
Mayor Pro Tempore  
LARRY D. HANSEN  
BOB JOHNSON  
JOANNE MOUNCE

# CITY OF LODI

CITY HALL, 221 WEST PINE STREET  
P.O. BOX 3006  
LODI, CALIFORNIA 95241-1910  
(209) 333-6702  
FAX (209) 333-6807  
citycirk@lodi.gov

**EXHIBIT A**

BLAIR KING, City Manager  
SUSAN J. BLACKSTON  
City Clerk  
D. STEPHEN SCHWABAUER  
City Attorney

June 2, 2005

TO: Interested Parties

## **VACATION: TO ABANDON A FIVE-FOOT PUBLIC UTILITY EASEMENT AT 2024 KETTLEMAN LANE**

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This is to inform you that the City Council, at its regular meeting on June 1, 2005, considered the above matter and declared the area vacated and abandoned.

Enclosed for your information is a certified copy of the resolution along with a map of the abandoned area.

Should you have questions regarding the abandonment, please contact the Public Works Department at (209) 333-6706.



Susan J. Blackston  
City Clerk

SJB/jmp

Enclosure

cc: **Public Works Department**

PLEASE RECORD AND RETURN TO:  
Susan I. Blackston, City Clerk  
P.O. Box 3006  
Lodi, CA 95241-1910

RESOLUTION NO. 2005-113

A RESOLUTION OF THE LODI CITY COUNCIL VACATING  
AND ABANDONING A PUBLIC UTILITY EASEMENT  
LOCATED AT 2024 KETTLEMAN LANE, LODI,  
CALIFORNIA (APN 058-160-91)

=====

WHEREAS, in 1982, an easement was dedicated for public purposes over the west five feet of Lot 59 of "Lakeshore Village, Unit No. 1," located at 2024 Kettleman Lane (APN 058-160-91), Lodi, more particularly described as follows:

The West 5 feet of Lot 59, Lakeshore Village, Unit No. 1, as filed for record May 28, 1981, Volume 25, Page 111, San Joaquin County Records.

WHEREAS, the easement was needed for the installation of underground electrical utility lines; and

WHEREAS, the owner of 2024 Kettleman Lane has requested the relocation of the electrical utility facilities and abandonment of the five-foot public utility easement to allow construction of the proposed 19-lot "Mills Crossing" Phase II subdivision on the site; and

WHEREAS, City of Lodi Electric Utility Department has approved the abandonment of the five-foot public utility easement on condition that a new six-foot public utility easement be dedicated in conjunction with the proposed "Mills Crossing" Phase II Subdivision; and

WHEREAS, the current property owner has agreed to dedicate a new six-foot public utility easement in conjunction with the proposed "Mills Crossing" Phase II Subdivision; and

WHEREAS, such easement has been superseded by relocation and there are no other public facilities located within the easement; and

WHEREAS, the Streets and Highways Code of the State of California, Sections 8330 and 8333, provide that the legislative body of a local agency may summarily vacate a public service easement if the easement has been superseded by relocation and there are no other public facilities located within the easement; and

WHEREAS, pursuant to the requirements of Government Code Section 27288.1, the name of the owner of the title or interest of 2024 Kettleman Lane as it appeared at the time and in the document creating the interest, right, or encumbrance is as follows:

Grupe Communities, Inc., a California Corporation

WHEREAS, in accordance with Streets and Highways Code Section 8300 et. seq., it is the desire of the City Council of the City of Lodi to vacate such easement.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lodi as follows:

1) That the public utility easement, located at 2024 Kettleman Lane (APN 058-160-91), Lodi, California, as dedicated for public purposes (installation of underground electrical utility lines) over the west five feet of Lot 59 of "Lakeshore Village, Unit No. 1," as filed for record May 28, 1981, Volume 25, Page 111, San Joaquin County Records, is hereby vacated and abandoned.

2) That a condition of this Easement Abandonment is that a new six-foot public utility easement be dedicated in conjunction with the proposed "Mills Crossing" Phase II Subdivision.

3) That the property owners will be responsible to pay for the relocation of the electrical utility facilities.

4) That from and after the date this resolution is recorded, such easement will no longer constitute a public easement.

Dated: June 1, 2005

=====

I hereby certify that Resolution No. 2005-113 was passed and adopted by the City Council of the City of Lodi in a regular meeting held June 1, 2005, by the following vote:

AYES: COUNCIL MEMBERS – Hansen, Hitchcock, Johnson, Mounce, and Mayor Beckman

NOES: COUNCIL MEMBERS – None

ABSENT: COUNCIL MEMBERS – None

ABSTAIN: COUNCIL MEMBERS – None



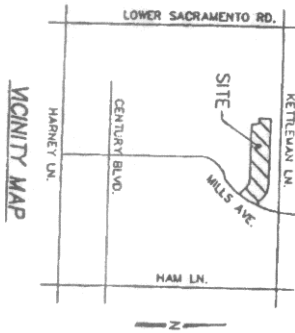
SUSAN J. BLACKSTON  
City Clerk



# CITY OF LODI

PUBLIC WORKS DEPARTMENT

## EXHIBIT A



5' FUE

TO BE ABANDONED

LOT 59

APN 058 160191

441  
S. MILLS

PHASE I

MILLS AVENUE

MILLS CROSSING

" LAKESHORE VILLAGE UNIT NO. 1 "

KITTLEMAN LANE



**VACATION / ABANDONMENT  
MAILING LIST**

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**RESOLUTION OF INTENTION (Setting Public Hearing)**

Certified copy w/cover letter to:

PG&E  
12 W. Pine Street  
Lodi, CA 95240

AT&T  
6505 Tam O Shanter Drive  
Stockton, CA 95210

Pacific Bell  
44 W. Yokuts Avenue  
Stockton, CA 95207

Central Valley Waste Services  
P.O. Box 241001  
Lodi, CA 95241-9501

Chief Deputy County Surveyor  
Attn: Joe Bussalacci  
1810 E. Hazelton Avenue  
Stockton, CA 95205

Certified copies to:

Jeannie Matsumoto, Public Works

Wes Fujitani, Public Works

Community Development Department

Police Department

Fire Department

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**RESOLUTION OF VACATION (After Public Hearing)**

Certified copy w/cover letter:

PG&E

AT&T

Pacific Bell

Central Valley Waste Services

Chief Deputy County Surveyor

Jeannie Matsumoto, Public Works

Wes Fujitani, Public Works

Community Development Department

Police Department

Fire Department

APN	Situs Address	Property Owner	Mailing Address
<u>058-14-18</u>	1511 S MILLS AV	LODI INVESTMENT PARTNSHP	PO Box 87407
		I LTD	Chicago IL 60680
<u>058-160-46</u>	2106 W KETTLEMAN LN	KETTLEMAN II PTP	301 S Ham Ln Ste A
			Lodi CA 95242
<u>058-160-78</u>	2020 W KETTLEMAN LN	MICHAEL, DAVID 1 & PAMELA J TR	2020 W Kettleman Ln
			Lodi CA 95242
<u>058-160-83</u>	2100 W KETTLEMAN LN	WRIGHT, GARLAND & RUTH TR ETAL	2100 W Kettleman Ln
			Lodi CA 95242
<u>058-160-84</u>	2000 W KETTLEMAN LN	KNIGHT, GEORGE J & STACY L TR	911 Castec Dr
			Sacramento CA 95864
<u>058-160-89</u>	2122 W KETTLEMAN LN	2122 32 KETTLEMEN LANE LLC	PO Box 9440
			Fresno CA 93792-9440
<u>058-160-90</u>	0	DREW NO 8 LODI LLC	656 W Randolph St Ste 400W
			Chicago IL 60661-2114
<u>058-550-01</u>	0	SCHEFLO, MITCH & RITA	1711 Windjammer
			Lodi CA 95242